

*BY FAX: 703/872-9302*

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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FEB 24 2004

Application Number: 10/016,105  
Filing Date: 10/30/2001  
Applicant: Gord Nelson  
Examiner/AU: Mark S. Graham/3711  
Application Title: GOLF-RELATED VIDEO RECORDING APPARATUS  
Docket Number: Nelson.G-01

OFFICIAL

## RESPONSE TO PHONE CONFERENCE

Sir:

On 2/23/04 a phone conference occurred between: Mr. Gene Scott, inventor's representative, and Examiner Mark Graham. In the examination of the above-cited application an Examiner's non-final rejection of claims was mailed on 5/14/03. Inventor's timely response to this rejection was filed on 8/14/2003 placing the application into condition for allowance. However, an Examiner's Notice of Non-Compliant Amendment was mailed on 9/30/03, giving a one-month period for response, i.e., by 10/30/03. However, this document was not received by this office until 12/14/03 giving us no chance for response by 10/30/03.

A correction was filed by applicant on 12/15/03. It is noted that the non-compliance was a simple error in identifying the status of one claim as "cancelled" rather than "original."

No request for time extension was filed with applicant's response of 12/15/03, and I now request that the response of 12/15/03 be accepted as timely due to the late receipt of the Examiner's notice of non-compliance.

To avoid final abandonment of this application applicant requests that Examiner notify our office prior to 2/29/04 if the above request will be accepted so that a response may be timely made thereon.

Respectfully submitted,

  
Gene Scott, Reg. No.: 37,930

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